



IFWJAF

Atty. Dkt. No. 054446-0105

**UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Brad DUESLER  
Title: METHOD AND APPARATUS  
FOR BEVERAGE  
MERCHANDISING  
Appl. No.: 10/679,705  
Filing Date: 10/03/2003  
Examiner: Cassandra Hope Davis  
Art Unit: 3611

<b>CERTIFICATE OF MAILING</b> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.  <u>Michelle Manning</u> (Printed Name)  <u>[Signature]</u> (Signature)  <u>May 18, 2006</u> (Date of Deposit)
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**AMENDMENT TRANSMITTAL**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

☒ Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

☐ Assertion of Small Entity status is enclosed.

☒ The fee required for additional claims is calculated below:

	Claims				Extra				Additional
	As		Previously		Claims				
	Amended		Paid For		Present		Rate		Claims Fee
Total Claims:	9	-	20	=	0	x	\$50.00	=	\$0.00
Independent Claims:	5	-	5	=	0	x	\$200.00	=	\$0.00

First presentation of any Multiple Dependent Claims: +	\$360.00	=	\$0.00
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CLAIMS FEE TOTAL		=	\$0.00
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☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/> Extension for response filed within the first month:	\$120.00	=	\$0.00
<input type="checkbox"/> Extension for response filed within the second month:	\$450.00	=	\$0.00
<input type="checkbox"/> Extension for response filed within the third month:	\$1,020.00	=	\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,590.00	=	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$2,160.00	=	\$0.00
EXTENSION FEE TOTAL:		=	\$0.00
<input type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$130.00	=	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		=	\$0.00
<input checked="" type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):		=	\$0.00
TOTAL FEE:		=	\$0.00

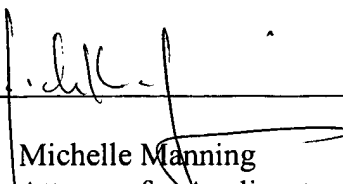
If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-2350.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date May 18, 2006

FOLEY & LARDNER LLP  
 Customer Number: 23524  
 Telephone: (608) 258-4305  
 Facsimile: (608) 258-4258

By   
 Michelle Manning  
 Attorney for Applicant  
 Registration No. 50,592



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**AMENDMENT AND REPLY UNDER 37 CFR 1.116**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This communication is in reply to the Final Office Action mailed on March 22, 2006.  
Applicants believe that this response is timely filed.

The Patent Office is hereby authorized to charge any fees required for the filing or credit any overpayment to Deposit Account No. 50-2350. For the purpose of charging or crediting said Deposit Account, duplicates of page 1 and the signature page of this response is included herewith.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this document.

**Remarks/Arguments** begin on page 4 of this document.

Please amend the application as follows: